

**IN THE CHANCERY COURT
FOR WASHINGTON COUNTY, TENNESSEE
AT JONESBOROUGH**

BOBBY MacBRYAN GREEN,

PLAINTIFF / PETITIONER,

v.

**JODI JONES,
HOWELL SHERROD,
BETTY ANN POLAHA, and
MARY LEE JONDAHL,**

Civil Action No. 41049

DEFENDANTS / RESPONDENTS.

**PLAINTIFF'S MOTION FOR
SUPPLEMENTAL PLEADINGS**

1. NOW COMES Plaintiff/Petitioner, Bobby MacBryan Green, pursuant to Rule 15.04, Tennessee Rules of Civil Procedure, and prays the Court for leave to file a Supplemental Pleading as set forth below. Plaintiff would respectfully show unto the Court that significant transactions or occurrences or events have happened since the filing of his *Complaint* on 23 June 2011, which are essential to the Court's understanding of the current relationship of the parties.

2. Pursuant to Rule 10.04, TN.R.Civ.P., Plaintiff would here incorporate into the Supplemental Pleading paragraphs 2 through 7 of *Plaintiff's Motion for Temporary Injunction*, including the original paragraph numbers.

8. Plaintiff has realized a relevant ambiguity in the SNO Bylaws and would supplement or alter his previous statements regarding the number required for a quorum : There are currently *at least* ten members of the Executive Board and the minimum number required for a quorum is *at least* six physically present in the same room. The reason for imprecision is the ambiguity in the SNO Bylaws.

9. Contrary to the assertions of Defendant(s), Plaintiff avers that all statements in the *Complaint* were and are accurate and correct, taking into account the date it was filed. Based upon information and belief, Plaintiff alleges that the pattern of events combined with the statements of Defendants suggests that Defendants have wrongfully acted in concert and with ill will or reckless disregard.

10. Pursuant to Rule 10.04, TN.R.Civ.P., Plaintiff would here incorporate into the Supplemental Pleading paragraphs 10 through 15 of *Plaintiff's Motion for Temporary Injunction*, including the original paragraph numbers.

16. Plaintiff would adopt the following Supplemental Prayer For Relief.
Plaintiff prays that the Court :

- (a) declare Plaintiff to be the rightful President of Southside Neighborhood Organization;
- (b) restrain the Defendants from any attempt to prevent the Plaintiff from executing the duties and exercising the powers ascribed to the SNO President;

- (c) restrain the Defendants from making any statement impugning Plaintiff's right to the office of SNO President;
- (c) compel the Defendants to retract any statement in conflict with the substance of the foregoing.
- (d) in light of recent transactions, restrain the Defendants from any effort to remove Plaintiff from office except by proceedings which are entirely supervised by an attorney listed as a Supreme Court Rule ____ mediator and acceptable to Plaintiff;
- (e) tax all costs of this civil action against Defendants; and
- (f) provide Plaintiff with all such additional relief as the evidence supports and the Court deems just, including damages and punitive damages.

17. **THEREFORE**, Plaintiff asks the Court for permission to file a Supplemental Pleading consistent with the above, and for an Order that Defendants file a Supplemental Answer in response.

THIS THE 5TH DAY OF JULY 2011.

Respectfully submitted,

Bobby MacBryan Green, MD
Petitioner/Plaintiff pro se
404 Holly Street
Johnson City, Tennessee 37604
423.928.1219

VERIFICATION & AFFIDAVIT: After having been duly sworn and deposed, Bobby MacBryan Green says: I am over 21 years of age and I am the Plaintiff/Petitioner in this Civil Action. I have carefully read the attached *Plaintiff's Motion for Supplemental Pleadings*. All the statements contained therein are true of my own personal knowledge, except for those matters which are explicitly alleged based upon information and belief, and as to those, I believe them to be true. This the 5th day of July 2011.

Bobby MacBryan Green, Plaintiff/Petitioner

STATE OF TENNESSEE
COUNTY OF WASHINGTON

On this day, Bobby MacBryan Green, with whom I am personally acquainted and who also presented trustworthy identification, appeared personally before me, and after being duly sworn and deposed, executed the above verification & affidavit. This the 5th day of July 2011.

Deputy Clerk and Master

Affidavit and Certificate of Service : Bobby MacBryan Green, after having been duly sworn and deposed, says : I am the Plaintiff/Petitioner in this matter. On this day I served a true and accurate copy of the attached PLAINTIFF'S MOTION FOR SUPPLEMENTAL PLEADINGS upon Defendant/Respondent:

Jodi Jones, 315 W. Locust Street, Johnson City, TN 37604

Mary Lee Jondahl, 313 W. Locust Street, Johnson City, TN 37604

Betty Ann Polaha, 616 W. Pine Street, Johnson City, TN 37604

Howell Sherrod, 723 W. Locust Street, Johnson City, TN 37604

as well as :

Howell Sherrod, Attorney for Defendant[s], 249 East Main Street, Johnson City, TN 37604

by placing the same in an official depository of the U.S. Postal Service, first class, postage prepaid, on this the 5th day of July 2011.

Bobby MacBryan Green, Plaintiff/Petitioner pro se

WASHINGTON COUNTY, TENNESSEE

Bobby MacBryan green, with whom I am personally acquainted and who also produced trustworthy identification, personally appeared before me this day, and after being duly sworn, executed the above Affidavit and Certificate of Service. This the 5th day of July 2011.

Deputy Clerk and Master